

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 16802 of 1997

Between:

M/s. Vinayaka Traders, Rep.by it's Proprietor,T.Subba rao, S/o Ramulu,
Narasaraopet.

..... PETITIONER

AND

- 1 The Commercial Tax Officer, Narasaraopet.
- 2 The Deputy Commissioner of commercial Taxes, No.II

Division, Guntur.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction declaring the action of the respondents in requiring the petitioner to use separate way bill books for different sales and also the period of limitation indicated in the way bills by restricting the petitioner from using the way bills beyond the period of limitation as illegal, arbitrary without jurisdiction contrary to the provisions of Rule 45(4) of the A.P.G.S.T.Rules, 1957 and consequently direct the respondents to issue sufficient number of way bills to the petitioner on payment of the prescribed cost.

Counsel for the Petitioner:MR.M.V.K.MOORTHY

Counsel for the Respondent Nos.1 & 2: SPL GP FOR TAXES

The Court made the following :

ORDER: (Per Sri B. Sudershan Reddy, J)

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The cause in this writ petition does not survive requiring no further adjudication.

The writ petition shall accordingly stand dismissed without expressing any opinion on the questions raised in the writ petition and the same may have to be gone into as and when such an occasion arises.

B. SUDERSHAN REDDY,J

C.V.RAMULU, J

21st April, 2005

To

1. The Commercial Tax Officer, Narasaraopet.
- 2 The Deputy Commissioner of commercial Taxes, No.II

Division, Guntur.

3. Two CCs to the Special Government Pleader for Taxes, High Court

Building, Hyderabad. (OUT).

4. Two C.D. copies.

sj/ks